

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 57 be amended to read as follows:

- 1 Page 1, line 4, delete "plan or" and insert "**plan, zoning ordinance,**
- 2 **or both.**".
- 3 Page 1, delete line 5.
- 4 Page 1, line 6, delete "Except as provided in subsection (f), the" and
- 5 insert "**The**".
- 6 Page 1, line 7, after "place a" insert "**nonbinding**".
- 7 Page 1, line 8, delete "exercise planning" and insert "**adopt a**
- 8 **comprehensive plan, a zoning ordinance, or both. A county is not**
- 9 **required to have a proposed comprehensive plan or zoning**
- 10 **ordinance in order to have the electorate decide a public question**
- 11 **under this section. The legislative body shall specify in the**
- 12 **resolution whether one (1) or both of the following questions shall**
- 13 **be placed on the ballot:**
- 14 "Shall the (insert name of the county) adopt a comprehensive
- 15 **plan?"**
- 16 "Shall the (insert name of the county) adopt a zoning
- 17 **ordinance?"**".
- 18 Page 1, delete lines 9 through 11.
- 19 Page 1, line 12, delete "this section, the", begin a new paragraph and
- 20 insert:
- 21 "**(c) The**".
- 22 Page 1, line 12, delete "following" and insert "**questions specified**
- 23 **by the legislative body in the resolution**".
- 24 Page 1, line 13, delete "question".
- 25 Page 1, line 15, delete ":" and insert ". **The circuit court clerk of a**
- 26 **county holding an election under this section shall certify the**
- 27 **results of the voting on the local public question to the legislative**
- 28 **body of the county.**
- 29 **(d) Only a registered voter who resides in an unincorporated**
- 30 **area of the county may vote on the public question.**
- 31 **(e) If a majority of the votes cast on the local public question are**

1 **not in favor of a question, this section does not prohibit the**
2 **legislative body from adopting a comprehensive plan, a zoning**
3 **ordinance, or both. If a majority of the votes cast on the local**
4 **public question in an election under this section is in favor of a**
5 **question, this section does not require the legislative body to adopt**
6 **a comprehensive plan, a zoning ordinance, or both."**

7 Page 1, delete lines 16 through 17.

8 Delete page 2.

(Reference is to SB 57 as printed January 15, 2010.)

Senator STEELE